(45)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ

Writ Petition No. 4199 of 1997

PETITIONER : Jaharsai s/o Baiga Goud resident of Village Pakargaon Tahsil Gharghoda, Dist. Raigarh M.P.

VERSUS

RESPONDENTS

1. State of M.P. through Secretary, Revenue Department Vallabh Bhawan, Bhopal.
2. The Collector, Raigarh, Dist. Raigarh, M.P.
3. Sub Divisional Officer, Gharghoda, Dist. Raigarh, M.P.
4. Dev Kumar s/o Gopal Singh Goud, resident of Lailunga, Tahsil Gharghoda, Dist. Raigarh, M.P.

Present: Shri P. Diwakar, learned Sr. Advocate with Shri Adil Minhaj, learned counsel for the petitioner.
Shri Sanjay S. Agrawal, learned G.A. for the State.

ORAL ORDER
(Passed on 22nd June, 2006)

The points that arise for decision are substantially similar to those that arose for decision in W.P. No.910 of 1998, disposed of by me, by a separate order today, except the details of the land, notice, proceedings etc. In that view of the matter, I dismiss the writ petition with no order as to costs. The 3rd respondent-Sub Divisional Officer is directed to consider the reply already filed by the petitioner, if any, give the parties fair opportunity to submit their respective case and appreciate the evidence produced by them and pass appropriate order, in accordance with law, at an early date. It is, however, directed that the status-quo that obtains as

on today with regard to possession of the subject property shall be maintained till the 3rd respondent disposes of the proceedings. After receipt of a copy of this order, before taking any further step and conducting any hearing, the 3rd respondent shall issue notice of hearing to the parties.

Sd/-
Chief Justice